

IC 34-7-6

Chapter 6. Extensions of Time During Emergencies

IC 34-7-6-1

Emergency extension of time; applicability

Sec. 1. This chapter applies to a proceeding:

- (1) pending before a court, a body, or an official, that exists under the constitution or laws of Indiana;
- (2) in which certain limitations of time are or may be fixed by law or rule for doing any acts in the proceeding; and
- (3) if an emergency exists or arises by reason of:
 - (A) war;
 - (B) insurrection;
 - (C) pestilence; or
 - (D) act of God;

which prevents the performance of an act that is essential to conserve substantial rights.

As added by P.L.1-1998, SEC.2.

IC 34-7-6-2

Authority to declare emergency

Sec. 2. The court, judge, body, or official has authority to:

- (1) find and declare:
 - (A) the existence of an emergency; and
 - (B) the time during which the emergency existed; and
- (2) enter the finding and declaration in the record.

As added by P.L.1-1998, SEC.2.

IC 34-7-6-3

Computation of time

Sec. 3. In computing the time within which the act is required to be done under the limitations fixed by law or rule, the time during which such emergency existed shall be excluded, and shall not be considered.

As added by P.L.1-1998, SEC.2.

IC 34-7-6-4

Supreme Court granting relief

Sec. 4. If a court, judge, body, or official described in section 2 of this chapter is not able to act for any reason, the supreme court of Indiana upon petition:

- (1) may grant a finding and declaration of an emergency in place of the presiding court, judge, body, or official; and
- (2) shall certify its order to the presiding court, judge, body, or official.

As added by P.L.1-1998, SEC.2.

IC 34-7-6-5

Supreme Court regulating procedures

Sec. 5. The supreme court may regulate all procedures described

in this chapter by rules.
As added by P.L.1-1998, SEC.2.